

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

FS MEDICAL SUPPLIES, LLC,

Plaintiff,

v.

TANNERGAP, INC. AND TANNER  
PHARMA UK LIMITED,

Defendants;

and

FS MEDICAL SUPPLIES, LLC,

Plaintiff,

v.

TANNER PHARMA UK LIMITED; RAYMOND  
FAIRBANKS BOURNE; MARY EVERETT  
BOURNE,

Defendants.

Case No. 3:21-cv-501-RJC-WCM

Case No. 3:23-cv-598-RJC-WCM

**TANNER PHARMA UK LIMITED’S AND TANNERGAP, INC.’S  
CONSENT MOTION TO FILE EXHIBITS UNDER SEAL**

Defendants TannerGAP, Inc. and Tanner Pharma UK Limited (together, the “Tanner Defendants”) under Rule 5.2(d) of the Federal Rules of Civil Procedure and Local Rule 6.1, hereby move the Court to enter an order allowing the Tanner Defendants to file under seal a copy of certain exhibits in support of its Response in Opposition to FSMS’s Motion for Protective Order Concerning Depositions. The Tanner Defendants have conferred with Plaintiff FS Medical

Supplies, LLC (“FSMS”) regarding the relief sought in this Motion, and FSMS consents to the requested relief.

Specifically, the Tanner Defendants seek to file the following documents under seal, which are all designated as Confidential under the Protective Order in this case (Dkt. 25):

- Exhibit B, Excerpts from the Deposition of Laird Cagan (Rough Draft), October 29, 2024.
- Exhibit E, Expert Report of Barry K. Lynn, dated September 11, 2024;
- Exhibit D, Excerpts from the Expert Report of Aaron Dolgoff, dated September 11, 2024;
- Exhibit O, Excerpts from the Expert Deposition of Jim Mao (Rough Draft), October 30, 2024, and

The grounds for this relief are more fully set forth in the Tanner Defendants’ accompanying Memorandum in Support of their Motion to Seal.

WHEREFORE, the Tanner Defendants respectfully request that the Court grant this Motion and enter an Order that the Tanner Defendants may file certain documents in support of its forthcoming Response in Opposition to FSMS’s Motion for Protective Order Concerning Depositions under seal.

This the 6<sup>th</sup> day of November, 2024.

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